HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G.V. SEETHAPATHY

WRIT APPEAL NO.492 OF 2006

BETWEEN

Mohd. Abdul Nayeem & another

.....Appellants

And

The Municipal Corporation of Hyderabad

Rep. by its Commissioner, Hyderabad & another

.....Respondents

:: JUDGMENT ::

Counsel for the Appellants : Shri Nazir Ahmed Khan

Counsel for the Respondents : Shri Ghanta Rama Rao

Dated: 13.06.2006

Per G.S. SINGHVI, CJ

This appeal is directed against order dated 25.04.2006 passed by the learned Single Judge in Writ Petition No.6354 of 2006, whereby he refused to entertain the appellants' prayer for directing the respondents not to obstruct the construction being raised by them.

Learned counsel for the appellants says that he has been instructed by his clients to withdraw the appeal.

Shri G. Rama Rao, learned advocate appearing for the respondents says that he does not have any objection.'

In view of the above, the appeal is dismissed as withdrawn.

While dismissing the appeal, we deem it proper to make it clear that the appellants shall not be entitled to institute fresh petition in this Court or any cause in any Civil Court in the State in respect of the same subject matter.

G.S. SINGHVI, CJ

G.V. SEETHAPATHY, J

06.06.2006

ksld/svs